



## U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

June 3, 2008

**By Facsimile**

Honorable Barbara S. Jones  
United States Courthouse  
500 Pearl Street, Rm. 620  
New York, NY  
Fax: (212) 805-6191

Re: United States v. DeVito, et al.  
S4 06 Cr. 1089 (BSJ)

Dear Judge Jones:

The Government respectfully submits this letter to request a one-week extension of time in which to file the Government's responses to the defendants' pre-trial motions in the above-captioned matter.

The Court's initial scheduling order called for the defendants' pre-trial motions relating to a bill of particulars to be filed by May 21, 2008. Subsequently, defense counsel asked for, and the Court granted, a one-week extension until May 27, 2008 for the filing of defense motions. The Government's response was, therefore, due today, June 3, 2008. The Government hereby requests a six-day extension, until Monday, June 9, 2008, within which to file its response. If the Court approves the extension, defense replies would be due Friday, June 13, 2008, with oral argument to be scheduled at a time convenient for the Court.

Respectfully submitted,

*Application granted*

MICHAEL J. GARCIA  
United States Attorney  
Southern District of New York

SO ORDERED *[Signature]*  
Dated: 6/4/08 By: Barbara S. Jones  
U.S.D.J.

cc: all defense counsel (by facsimile)

*[Signature]*  
Katherine R. Goldstein  
Assistant United States Attorney  
(212) 637-2641

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: <u>6/4/08</u>

TOTAL P.002